

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

THE COMPHY CO.,

Plaintiff,

v.

AMAZON.COM, INC.,

Defendant.

No. 2:18-cv-01460-RSM

THIRD STIPULATED MOTION AND
ORDER TO EXTEND DEFENDANT'S
DEADLINE TO RESPOND TO
PLAINTIFF'S MOTION FOR
RECONSIDERATION

STIPULATION

All parties, by and through their respective counsel of record, stipulate and move the Court as follows:

1. On March 12, 2019, the Court entered an Order Denying Plaintiff's Motion for a Preliminary Injunction and Granting in Part Defendant's Motion to File Under Seal (Dkt. #105).

2. On March 26, 2019, Plaintiff The Comphy Co. ("Comphy") timely moved to extend its deadline to file a motion for reconsideration of that Order on the ground that the parties had begun communicating about potential resolution of their dispute (Dkt. #107).

Defendant Amazon.com, Inc. ("Amazon") did not oppose Comphy's motion. On March 27,

1 2019, the Court granted Comphy's motion and extended the deadline by which Comphy could
2 file a motion for reconsideration until April 5, 2019 (Dkt. #109).

3 3. On April 5, 2019, Comphy filed its motion for reconsideration (Dkt. #110).

4 4. On April 8, 2019, the Court entered a Minute Order directing Amazon to file a
5 response to Comphy's motion for reconsideration by no later than April 22, 2019 (Dkt. #111).

6 5. On April 19, 2019, the parties filed a Stipulated Motion to Extend Defendant'
7 Deadline to Respond to Plaintiff's Motion for Reconsideration by two-weeks (Dkt. #112).

8 6. On April 22, 2019, the Court entered an Order extending Amazon's response
9 deadline by two weeks, from April 22, 2019 to May 6, 2019 (Dkt. #113).¹

10 7. The parties have continued to exchange communications about potential
11 resolution of their dispute. If the parties are able to reach a resolution, it will eliminate the need
12 for Amazon to file a response to Comphy's motion for reconsideration, and for the Court to
13 consider and decide the motion.

14 8. The parties respectfully submit that an additional one-week extension of
15 Amazon's deadline to respond to Comphy's motion for reconsideration will best conserve the
16 parties' and the Court's limited resources. The parties do not seek this extension for purposes
17 of delay or for any other improper purpose; rather, they seek this extension solely to further
18 their progress toward a potential resolution of their dispute.

19 9. Accordingly, the parties stipulate and jointly request that the Court extend
20 Amazon's deadline to respond to Comphy's motion for reconsideration, from May 6, 2019,
21 until May 13, 2019.

22 10. Pursuant to LCR 10(g), a proposed order is included below.

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26 ¹ The Parties' Second Stipulated Motion erroneously listed the current deadlines, which was
27 mirrored in the Court's Order of May 6, 2019 (Dkt. #115). The parties now request the Court
extend the deadline by one week from the first extended deadline—from May 6, 2019 to May
13, 2019.

1 DATED this 6th day of May, 2019.

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10 *Attorneys for Plaintiff The Comphy Co.*

11 * Signature authorized by email on May 6, 2019

12 **ORDER**

13 IT IS SO ORDERED.

14 DATED THIS 7 day of May 2019.

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16 RICARDO S. MARTINEZ
17 CHIEF UNITED STATES DISTRICT JUDGE
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